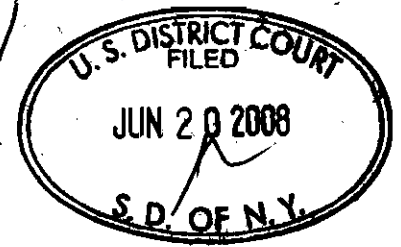


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PRO SE OFFICE

—RA-PTAH TAHARKA ALLEN—

LEONARD WALTERS ET AL et al

(In the space above enter the full name(s) of the plaintiff(s)/petitioner(s).)

07 Civ 8682 (RPP)

- against -

NOTICE OF MOTION
FOR A DEFAULT JUDGMENT

P.O. VINCIEN RUIZ

MEMO ENDORSED

(In the space above enter the full name(s) of the defendant(s)/respondent(s).)

PLEASE TAKE NOTICE that upon the annexed affirmation of RA-PTAH TAHARKA et al
(name)
ALLEN affirmed (signed) on JUNE 2, 2008, and upon the exhibits attached thereto, and upon
(date)
the accompanying Memorandum of Law in support of this motion (delete if there is no Memorandum
of Law), and upon the pleadings herein, plaintiff defendant will move this Court, before
(circle one)
HON. JUDGE PATTERSON, United States District/Magistrate Judge, for an order
(Judge's name)
pursuant to Rule 55(b) of the Federal Rules of Civil Procedure granting a default judgment against
defendant P.O. VINCIEN RUIZ
(name)

I declare under penalty of perjury that the foregoing is true and correct.

Signature

Ra Ptaht Taharka Allen

Address

1694 MADISON AVE apt 14 G. 10029 N.Y N.Y

Telephone Number

1-212-300-4692

Fax Number (if you have one)

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/25/08

Rev. 05/2007

*motion is denied
This Court requires service of motion &
default on defendant.
so ordered
Phil Patterson
6/24/08*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RA PTAH TAHARKA ALLEN

LEONARD WALTERS ET AL

(In the space above enter the full name(s) of the plaintiff(s)/petitioner(s).)

07 Civ 8682 () ()

- against -

P.O. VINCIEN RUIZ,

AFFIRMATION

(In the space above enter the full name(s) of the defendant(s)/respondent(s).)

Plaintiff RA PTAH TARHAQA ALLEN, proceeding *pro se*, hereby affirms
(name of plaintiff)
under penalty of perjury that the following is true:

1. This action was commenced on OCT 9 FEB 22, 2008 by the filing
(date complaint was filed)
of a complaint and the issuance of a summons.
2. The summons and complaint in this action were served on defendant VINCIEN RUIZ,
(name of defendant)
by serving VINCIEN RUIZ - personally by mail on 4-28-08, 2008
(name and title of person served) (circle one) (date defendant was served)
at PSA#5, 221 east 123 st n.y. 10035. The original summons and
(address where served)
affirmation of service were filed with the Court on OCT, 9, 2007.
(date return of service was filed with the court)
As proof of service, a copy of the summons, the complaint, the affirmation of service and
the docket sheet are attached to this affirmation.
3. The time to respond to this complaint has expired, and the defendant has not answered
or made a motion, nor has defendant been granted an extension. Defendant is now in default.
4. The defendant is not an infant or an incompetent person, nor is the defendant serving
in the United States Armed Forces.
5. This Court has jurisdiction over this matter by virtue of 18. USC, 241.
(state the federal statute which
42. USC, 1983.
permits you to bring the case in federal court)

6. By reasons of the foregoing, plaintiff believes s/he has good and meritorious causes of action against defendant.

7. In the attached complaint, demand was made for damages in the amount of \$ 3 mill. This sum is now justly due and owing, and no part of it has been paid. In addition, plaintiff seeks interest on this sum since the date the complaint was served. Plaintiff also seeks disbursements in the amount of \$ 3mill.

Note: This paragraph should be included only if you have stated a specific amount of monetary damages in your complaint. If you have not specified an amount of monetary damages in your complaint, you should cross out this paragraph.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this MON day of JUNE, 2008.

Signature of Plaintiff

Rev. D. Tak. Takiraka Allen et al.

Mailing Address

1694 MADISON AVE apt, 14G

N.Y N.Y 10029

Telephone Number

1-212-300-4692

Fax Number (if you have one) _____

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RA PTAH TAHARKA ALLEN

LEONARD WALTERS ET AL

(In the space above enter the full name(s) of the plaintiff(s)/petitioner(s).)

07 Civ. 8682 () ()

- against -

A.G. VINCENT RUIZ

STATEMENT OF DAMAGES

(In the space above enter the full name(s) of the defendant(s)/respondent(s).)

Principal amount sued for ...3million\$.....\$, 3

Interest^{1/} at 3 % from JUNE 1 , 2007 through JUNE 2 12 , 2008\$

Costs and Disbursements

Filing fee for this action.....\$

Process Server fee for service, if any.....\$

Total (as of , 2008*).....\$

Rev. 05/2007

^{1/} The United States Federal Reserve Board releases the H.15 Selected Interest Rates table which provides the most current interest rate. This table may be found on the Southern District of New York's website, www.NYSD.USCOURTS.GOV.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RA PTAH TAHARKA ALLEN

~~LEONARD WALTERS ET AL~~
(In the space above enter the full name(s) of the plaintiff(s)/petitioner(s).)

07 Civ. 8682 () ()

- against -

P.O. VINCIEN RUIZ

CLERK'S CERTIFICATE

(In the space above enter the full name(s) of the defendant(s)/respondent(s).)

I, **J. MICHAEL McMAHON**, Clerk of the United States District Court for the Southern District of New York, do hereby certify that this action commenced on 2/22, 2008 with the filing of a summons and complaint, a copy of the summons and complaint was served on defendant by serving Lt Fontana personally by mail on 4/25, 2008 and proof of service was filed with the Court on 5/1/08, 2008.
(name and title of person served) (circle one) (date defendant was served)
(date return of served was filed with the Court)

I further certify that the docket entries indicate that the defendant has not filed an answer or otherwise moved with respect to the complaint herein. The default of the defendant is hereby noted.

DATED: New York, New York
June 20, 2008

J. Michael McMahon
J. MICHAEL McMAHON
Clerk of Court

By: [Signature]
Deputy Clerk

ORDERED, ADJUDGED and DECREED that plaintiff have judgment against defendant in the liquidated amount of \$ 3 million with interest at the rate of 1 % from JUNE 1, 2007 through JUN 2 2008 amounting to \$ 3.3 million plus costs and disbursements of this action in the amount of \$ 0.000001.

(date) (date of entry of the judgment)

Note: The above paragraph should be included only if you have stated a specific amount of monetary damages in your complaint. If you have not specified an amount of monetary damages in your complaint, you should cross out this paragraph, but include the following paragraph.

ORDERED, ADJUDGED and DECREED that this matter be referred to United States Magistrate Judge _____, for an inquest to determine the amount of damages sustained by plaintiff including interest and costs, and that the Court shall enter judgment accordingly.

Note: The above paragraph should be included only if you have not stated a specific amount of monetary damages in your complaint. If you have specified an amount of monetary damages in your complaint, you should cross out this paragraph, but include the preceding paragraph.

United States District Judge

DATED: New York, New York
_____, 20__

U.S. Department of Justice
United States Marshals Service**PROCESS RECEIPT AND RETURN**

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF RAPTAH TARHARA ALLEN ET AL		COURT CASE NUMBER 07 CIV 8682
DEFENDANT P.O. VINCENT, RUIZ SH# 10766		TYPE OF PROCESS Summons/Complaint
SERVE ➔	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN P.O. VINCENT, RUIZ	
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) P.S.A. 5 # 221 EMT 123RD ST. N.Y. 10035	
AT	SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW: 1694 MADISON AVE APT 146-10029 N.Y. N.Y. RAPTAH TARHARA ALLEN	
		Number of process to be served with this Form - 285 1
		Number of parties to be served in this case 4
		Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold

Fold

Signature of Attorney or other Originator requesting service on behalf of: Ra Ptah Tarhara Allen	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER 312 360-4692	DATE 2.26.08
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process 41	District of Origin No. 54	District to Serve No. 54	Signature of Authorized USMS Deputy or Clerk	Date 2/26/08
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above) LT. Fenton	<input checked="" type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service 2/26/08
	Time 1:10 pm
	Signature of U.S. Marshal or Deputy [Signature]

Service Fee 45.00	Total Mileage Charges (including endeavors) 6.00	Forwarding Fee	Total Charges 51.00	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
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REMARKS: Sent out for mail service on 2/20/08, no response.
Set up for Per/Service on 4/21/08.**NOTE**